THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.18172 of 2006

ORDER:

The Writ Petition is filed for a Writ of Mandamus declaring the proposed action of the respondent in removing the sluice pipes of Rayakunta Percolation Tank which is situate in Sy.No.178 of Gollapalle village, Varikuntapadu Mandal, Nellore district without acquiring the lands of the petitioner and paying compensation under the provisions of Land Acquisition Act as illegal, contrary to Law, arbitrary and against the principles of natural justice and violation of Article 300A of the Constitution of India and to pass such other suitable orders.

The learned Assistant Government Pleader for Panchayat Raj had placed before this Court Lr.No.AEE2/W.P.No.18172/2000, dt.11-09-2006 wherein it was stated :

> "Adverting to the above correspondence cited above, it is hereby submitted that Ravikunta tank is a small pond located in Varikuntapadu Mandal. The P.R. Department formed & developed the above pond as percolation tank under SGSY Programme, work details were submitted vide this Office letter 1st cited, and provided one pipe sluice. But there are no proposals to remove the pipe sluice of Ravikunta at present. Further the petitioner never approached this Office and the undersigned not informed about removing of pipe sluice to the petitioner.
>
> Hence necessary steps may be taken in order to drop the case. This is submitted for favour of information and further necessary action."

In the light of these instructions, this Court is of the considered opinion that at present no further orders need be passed. The

instructions are hereby recorded and the Writ Petition is hereby closed.

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Justice

P.S.Narayana

Date : 15-9-2006

Note:
Furnish copy in
three days

AM

THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.18172 of 2006

Date : 15-9-2006

Between:

Sri Sandireddy Nageswara Rao,
S/o.Peda Venkata Subbaiah,
Aged 60 years, R/o.Yerramreddypalle
Villae, Varikuntapadu Mandal,
Nellore District. .. Petitioner

And

The Executive Engineer,
Panchayat Raj Department,
Kavali, Nellore District. .. Respondent